



## UNITED STATES PATENT AND TRADEMARK OFFICE

DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BOARD OF PATENT APPEALS AND INTERFERENCES  
BOX INTERFERENCE, WASHINGTON, D.C. 20231

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MAILED

JAN 24 2006

PAT. & TM. OFFICE  
BOARD OF PATENT APPEALS  
AND INTERFERENCES

Applicants: Guthrie et al.  
Application No.: 09/818,092  
Filed: 03/26/01  
For: High intensity light source

The above-identified application or patent has been forwarded to the Board of Patent Appeals and Interferences because it is adjudged to interfere with another application or patent. An interference has been declared. The interference is designated as No. 105,393.

Notice is hereby given the parties of the requirement of the law for filing in the Patent and Trademark Office a copy of any agreement "in connection with or in contemplation of the termination of the interference." 35 U.S.C. § 135(c).

/ss/ Sally C. Medley  
Administrative Patent Judge

## INTERFERENCE DIGEST

Interference No. 105,393

Paper No.

Name: Charles Guthrie et al.

Serial No.: 09/818,092

Patent No.

Title: High intensity light source

Filed: 03/26/01

Interference with Espiau et al.

### DECISION ON MOTIONS

Administrative Patent Judge, \_\_\_\_\_ Dated, \_\_\_\_\_

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### FINAL DECISION

Board of Patent Appeals and Interferences, \_\_\_\_\_ Dated, \_\_\_\_\_

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Court, \_\_\_\_\_ Dated, \_\_\_\_\_

### REMARKS

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This should be placed in each application or patent involved in interference in addition to the interference letters.

Mail Stop Interference  
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Paper 1

Filed 24 January 2006

UNITED STATES PATENT AND TRADEMARK OFFICE  

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES  

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CHARLES GUTHRIE, EDMUND SANDBERG,  
DONALD WILSON, GREGORY PRIOR, and DAVID SMOLER  
Junior Party  
(Application 09/818,092),

MAILED

JAN 24 2006

v.

FREDERICK M. ESPIAU, CHANDRASHEKHAR J. JOSHI,  
and YIAN CHANG  
Senior Party  
(Patent 6,737,809).

PAT & TM OFFICE  
BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

Patent Interference No. 105,393 (SCM)  
(Technology Center 2800)  

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**DECLARATION - Bd.R. 203(d)<sup>1</sup>**

1        **Part A. Declaration of interference**

2        An interference is declared (35 U.S.C. § 135(a)) between the above-identified  
3 parties. Details of the application(s), patent (if any), reissue application (if any),  
4 count(s) and claims designated as corresponding or as not corresponding to the  
5 count(s) appear in Parts E and F of this DECLARATION.

6        **Part B. Judge managing the interference**

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<sup>1</sup> "Bd.R. x" may be used as shorthand for "37 C.F.R. § 41.x". 69 Fed. Reg. 49960, 49961 (12 Aug. 2004).

1 Administrative Patent Judge Sally Medley has been designated to manage the  
2 interference. Bd. R. 104(a).

3 **Part C. Standing order**

4 A Trial Section STANDING ORDER [SO] (Paper 2) accompanies this  
5 DECLARATION. The STANDING ORDER applies to this interference.

6 **Part D. Initial conference call**

7 A telephone conference call to discuss the interference is set for **2:00 p.m. on**  
8 **21 March 2006** (the Board will initiate the call).

9 No later than **four business days** prior to the conference call, each party shall  
10 file and serve (SO ¶¶ 10.1 & 105) a list of the motions (Bd. R. 120; Bd. R. 204;  
11 SO ¶¶ 104.2.1, 120 & 204) the party intends to file.

12 A sample schedule for taking action during the motion phase appears as Form 2  
13 in the STANDING ORDER<sup>2</sup>. Counsel are encouraged to discuss the schedule prior to  
14 the conference call and to agree on dates for taking action. A typical motion period  
15 lasts approximately eight (8) months. Counsel should be prepared to justify any  
16 request for a shorter or longer period.

17 **Part E. Identification and order of the parties**

18 Junior Party

19	Named inventors:	CHARLES GUTHRIE, San Jose, California
20		EDMUND SANDBERG, Mote Sereno, California
21		DONALD WILSON, San Jose, California
22		GREGORY PRIOR, San Jose, California
23		DAVID SMOLER, Morgan Hill, California
24		

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<sup>2</sup> Default times for time periods 1-10 are attached.

1       Involved Application:       09/818,092, filed 26 March 2001

2  
3       Title:                       High intensity light source

4  
5       Assignee:                   Ceravision Limited

6                                       Senior Party

7       Named Inventors:       FREDERICK M. ESPIAU, Topanga, California  
8                                       CHANDRASHEKHAR J. JOSHI, Santa Monica,  
9                                       California  
10                                      YIAN CHANG, Los Angeles, California

11  
12  
13       Involved Patent:       6,737,809, granted 18 May 2004, based on  
14                                      application 09/809,718, filed 15 March 2001

15  
16       Title:                      Plasma lamp with dielectric waveguide

17  
18       Assignee:                  Luxim Corporation

19       The senior party is assigned exhibit numbers 1001-1999. The junior party is  
20 assigned exhibit numbers 2001-2999. Bd. R. 154(c)(1); SO ¶ 154.2.1. The senior party  
21 is responsible for initiating settlement discussions. SO ¶ 126.1.

22       **Part F. Count and claims of the parties**

23                                      Count 1

24                                      Claim 109 of Guthrie 09/818,092 application

25                                      or

26                                      Claim 1 of Espiau 6,737,809 patent

27                                      or

28                                      Claim 129 of Guthrie 09/818,092 application

29                                      or

30                                      Claim 32 of Espiau 6,737,809 patent

1 The claims of the parties are:

2 Guthrie: 109-131

3 Espiau: 1-35

4 The claims of the parties which correspond to Count 1 are:

5 Guthrie: 109-131

6 Espiau: 1-35

7 The claims of the parties which do not correspond to Count 1, and therefore are  
8 not involved in the interference, are:

9 Guthrie: none

10 Espiau: none

11 The parties are accorded the following benefit for Count 1:

12 Guthrie: 60/224,059, filed 9 August 2000  
13 60/224,298, filed 10 August 2000  
14 60/224,290, filed 10 August 2000  
15 60/224,291, filed 10 August 2000  
16 60/224,257, filed 10 August 2000  
17 60/224,289, filed 10 August 2000  
18 60/224,866, filed 11 August 2000  
19 60/234,415, filed 21 September 2000

20  
21 Espiau: 60/222,028, filed 31 July 2000  
22

23 **Part G. Heading to be used on papers**

24 The following heading must be used on all papers filed in this interference, see

25 SO ¶ 106.1.1:  
26

1 UNITED STATES PATENT AND TRADEMARK OFFICE

2  
3  
4 BEFORE THE BOARD OF PATENT APPEALS  
5 AND INTERFERENCES  
6

7 CHARLES GUTHRIE, EDMUND SANDBERG,  
8 DONALD WILSON, GREGORY PRIOR, and DAVID SMOLER  
9 Junior Party  
10 (Application 09/818,092),  
11

12 v.  
13

14 FREDERICK M. ESPIAU, CHANDRASHEKHAR J. JOSHI,  
15 and YIAN CHANG  
16 Senior Party  
17 (Patent 6,737,809).  
18

19 Patent Interference No. 105,393 (SCM)  
20  
21

22  
23 **Part H. Order form for requesting file copies**

24 When requesting copies of files, use of SO Form 4 will greatly expedite  
25 processing of the request. Please attach a copy of Parts E and F of this  
26 DECLARATION with a hand-drawn circle around the patents and applications for which  
27 a copy of a file wrapper is requested.

/Sally C. Medley/  
Administrative Patent Judge

Enc:

Copy of STANDING ORDER  
Copy U.S. Patent 6,737,809  
Copy of claims of 09/818,092

Revised 3 January 2006

cc (via overnight delivery):

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